

REGULAR MEETING

July 11, 1994

The Regular Meeting of the Annapolis City Council was held on July 11, 1994 in the Council Chamber. Mayor Hopkins called the meeting to order at 7:30 p.m. Alderman Hammond offered the invocation followed by the Pledge of Allegiance.

Present on Roll Call: Mayor Hopkins, Aldermen Hammond, Johnson, Gilmer, Tullier, Snowden, Turner, DeGraff

Staff present: City Attorney Goetzke, Planning and Zoning Director Fogarty, Public Works Director Patmore

Alderman Turner moved to approve the Minutes of 6/6/94. Seconded. CARRIED on voice vote.

PETITIONS, REPORTS AND COMMUNICATIONS

1. Frances B. Phillips, R.N.
Health Officer, Anne Arundel County Health Department

Presented an overview of health services shared between the Anne Arundel County Health Department and the City.

2. Louise Beauregard
2 Maryland Avenue
Annapolis, MD 21401

Spoke regarding health concerns related to patients at Crownsville Hospital.

3. Neil Jacobs for
Madeleine Rubin-Knoll
904 Primrose Road, Apt. 304
Annapolis, MD 21403

Spoke requesting a hearing before the Board of Appeals regarding snowball stand in the historic district.

4. Chris Kelleher
131 Merryman Court
Annapolis, MD 21401

Spoke regarding a traffic safety problem in front of the Marriott Hotel.

ACTION ON APPLICATIONS AND APPEALS

1. R-35-94 For the purpose of approving the application of Annapolis Homes, Inc. to convert 21 apartment units to condominium ownership located at Carver and Oaklawn Streets (31 Carver Street) in the City of Annapolis; and all matters relating to said subdivision.

Alderman Turner moved to adopt. Seconded.

Alderman Gilmer moved to amend R-35-94 as follows:

Amendment No. 1:

on Page 2, line 50, add the following condition:

5. All letters of credit or surety bonds (to City format) shall be required to be submitted to the Department of Public Works in full amount for the entire project prior to

issuance of any permit.

Seconded. A roll call vote was taken:

Yeas: Mayor Hopkins, Aldermen Hammond, Johnson, Gilmer, Tullier, Snowden,
Turner, DeGraff
Nays: 0
Carried: 8-0

2. R-36-94 For the purpose of approving the application of the Kramer Family Limited Partnership for preliminary and final subdivision plat approval to provide separate lots for existing improvements that predate the City Zoning Code located at Lot 1, 185 Green Street and Lot 2, 113 Main Street in the City of Annapolis; and all matters relating to said subdivision.

Alderman DeGraff moved to adopt R-36-94. Seconded. A roll call vote was taken:

Yeas: Mayor Hopkins, Aldermen Hammond, Johnson, Gilmer, Tullier, Snowden,
Turner, DeGraff
Nays: 0
Carried: 8-0

LEGISLATIVE ACTION

1. CA-5-94 Sponsored by Mayor Hopkins

For the purpose of amending the Charter of the City of Annapolis to remove the requirement that the City Council shall sit as the board of liquor license commissioners; revise the name of the Planning and Zoning Commission to Planning Commission; and all matters relating to said revisions.

Alderman DeGraff moved to adopt CA-5-94 on first reading. Seconded. Carried on voice vote.

Referred to the Rules Committee.

2. **CA-6-94** Sponsored by Alderman Turner

For the purpose of amending the Charter of the City of Annapolis to clarify the qualifications for office for the mayor and aldermen.

Alderman DeGraff moved to adopt CA-6-94 on first reading. Seconded. Carried on voice vote.

Referred to the Rules Committee and the Board of Supervisors of Election.

3. **O-9-94** Sponsored by Alderman Tullier

For the purpose of establishing the Corridor Design Overlay (CDO) District; and all matters relating to said district.

Alderman Snowden moved to adopt O-9-94 on second reader. Seconded.
Alderman Tullier moved to amend O-9-94 as follows:

Amendment No. 1:

On Page 12, line 14 add the following:

Sec. 21.71.050. Special Parking Provisions For Motor Vehicle Sales And/Or Service.

<u>OFFICE</u>	<u>3 SPACES/1000 SF</u>
<u>RETAIL/SHOWROOM</u>	<u>5 SPACES/1000 SF</u>
<u>SERVICE/REPAIR</u>	<u>1 SPACE/EMPLOYEE</u>

NOTE: Change "By" line to reflect new section.

Seconded. A roll call vote was taken.

Yeas: Mayor Hopkins, Aldermen Hammond, Johnson, Gilmer, Tullier, Snowden,
Turner, DeGraff

Nays: 0

Carried: 8 -0

Alderman Tullier moved to adopt O-9-94 Amended on second reading. Seconded. Carried on voice vote.

Alderman Tullier moved to adopt O-9-94 Amended on third reading. Seconded. Carried on voice vote.

4. **O-26-94** Sponsored by Aldermen Johnson, Turner

For the purpose of repealing in their entirety Sections 10.16.170 and 10.16.180; providing that certain commercial establishments shall be serviced by private commercial refuse collection firms; and all matters relating to said collection.

O-26-94 was withdrawn as a result of the adoption of budget ordinance O-63-94.

5. **O-65-94** Sponsored by Aldermen Johnson, Snowden, Moyer

For the purpose of allowing the retail sale of seafood at City docks; and all matters relating to said retail sale of seafood.

Alderman Johnson moved to adopt O-65-94 on first reading. Seconded. Carried on voice vote.

Referred to the Rules Committee and Economic Matters Committee.

6. **O-66-94** Sponsored by Mayor Hopkins

For the purpose of authorizing the Annapolis City Council to convey all of its right, title and interest, if any, in and to Lots 4 and 5 of the Gilmer Development, Revised, to Arundel Habitat for Humanity; providing for the property to be sold at private sale; and all matters relating to said deed.

Alderman Gilmer moved to adopt O-66-94 on first reading. Seconded. Carried on voice vote.

Referred to the Finance Committee.

7. **O-67-94** Sponsored by Mayor Hopkins

For the purpose of changing the title of Deputy Director of Finance to Assistant Director for Accounting; establishing certain duties; and all matters relating to said Deputy Director of Finance.

Alderman Turner moved to adopt O-67-94 on first reading. Seconded. Carried on voice vote.

Referred to the Rules Committee.

8. **O-68-94** Sponsored by Mayor Hopkins

For the purpose of requiring certain persons to file a statement of financial interests with the Ethics Commission; and all matters relating to said financial disclosure.

Alderman Turner moved to adopt O-68-94 on first reading. Seconded. Carried on voice vote.

Referred to the Rules Committee.

9. **O-70-94** Sponsored by Alderman Snowden

For the purpose of establishing policy regarding the supervision of relatives; and all matters relating to said supervision of relatives.

Alderman Turner moved to adopt O-70-94 on first reading. Seconded. Carried on voice vote.

Referred to the Rules Committee and Civil Service Board.

10. **O-71-94** Sponsored by Alderman Turner

For the purpose of revising the election laws of the City of Annapolis; and all matters relating to said election laws.

Alderman Turner moved to adopt O-71-94 on first reading. Seconded. Carried on voice vote.

Referred to the Rules Committee and the Board of Supervisors of Election.

BUSINESS AND MISCELLANEOUS

1. **R-37-94** Sponsored by Mayor Hopkins

For the purpose of authorizing the Finance Director and Assistant Director for Accounting to invest certain funds of the City through Smith Barney, Inc; to authorize the investment of certain City funds in certain types of securities; and all matters relating to said funds.

Alderman Snowden moved to adopt R-37-94. Seconded. Carried on voice vote.

2. **R-38-94** Sponsored by Mayor Hopkins

For the purpose of establishing an Equal Employment Opportunity Committee for the City of Annapolis; and all matters relating to said Committee.

Alderman Snowden moved to postpone consideration of R-38-94. Seconded. Carried on voice vote.

3. **R-40-94** Sponsored by Alderman Moyer

For the purpose of requesting that the spraying of malathion within the City be banned; and all matters relating to said request.

There being no voiced objection, R-40-94 was postponed.

4. Presentation by Public Works Director Patmore: Hudson Street - Sewer

Alderman DeGraff moved to require annexation before dealing with the emergency sewer connection. Seconded. A roll call vote was taken:

Yeas: Mayor Hopkins, Aldermen Hammond, Johnson, Gilmer, Tullier, Snowden,
 Turner, DeGraff
Nays: 0
Carried: 8-0

5. Job Classifications: Assistant Director For Accounting
 Assistant Director For Budgeting
 Chief Accountant

Alderman Snowden moved to accept the job applications. Seconded. Carried on voice vote.

6. Risk Management Committee Minutes of 6/15/94

Alderman DeGraff moved to adopt the Risk Management Committee Minutes of 6/15/94. Seconded. Carried on voice vote.

7. Housing and Human Welfare Minutes of 6/8/94

Alderman Turner moved to adopt the Housing and Human Welfare Minutes of 6/8/94. Seconded. Carried on Voice vote.

8. Economic Matters Committee Minutes of 6/23/94

Alderman Turner moved to adopt the Economic Matters Committee Minutes of 6/23/94. Seconded. Carried on voice vote.

9. Finance Committee Minutes of 6/14/94, 6/17/94, 6/30/94

Alderman Turner moved to adopt the Finance Committee Minutes of 6/14/94 and 6/17/94. Seconded. Carried on voice vote.

Alderman Snowden moved to approve the Finance Committee Minutes of 6/30/94. Seconded.

Alderman DeGraff moved to amend the minutes of 6/30/94 as follows:

p.2 Cost of Reclassification: Strike The Committee **Insert** REFER **Strike** recommended approval of the **Insert** the PROPOSED reclassification from S15 to S18 of the two recreation maintenance worker positions **Insert** TO THE CIVIL SERVICE BOARD.

and;

GT-2-95. Revision is necessary to continue Miguel Ferer-Roig's contract until **Strike** 9/1/95 **Insert** 9/1/94. Seconded. A roll call vote on the amendment was taken:

Yeas: Mayor Hopkins, Aldermen Johnson, Gilmer, Tullier, Snowden,
Turner, DeGraff

Nays: 1

Carried: 7-1

The main motion, as amended, CARRIED on voice vote.

10. Payment of monthly bills

Alderman Snowden moved to pay the monthly bills. Seconded. Carried on voice vote.

11. Appointments

Alderman DeGraff moved to confirm the Mayor's reappointment of the following named person as set forth in Memoranda from Mayor Alfred A. Hopkins dated July 7, 1994:

Building Board of Appeals

Fred D. Fishback

Seconded. Carried on voice vote.

Upon motion duly made, seconded and adopted, the meeting adjourned at 10:05 p.m.

**DEBORAH HEINBUCH, CMC
DEPUTY CITY CLERK**